PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Docket No: Q88366

Hiroshi HORIUCHI, et al.

Appln. No.: 10/537,493 Group Art Unit: 1794

Confirmation No.: 4639 Examiner: Hamid R. Badr

Filed: June 3, 2005

For: METHOD FOR PRODUCING FERMENTED MILK AND FERMENTED MILK

NOTICE OF APPEAL

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final Office Action dated January 6, 2010.

The USPTO is directed and authorized to charge the statutory fee of \$540.00 and all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

/Sunhee Lee/

SUGHRUE MION, PLLC Sunhee Lee

Telephone: (202) 293-7060 Registration No. 53,892 Facsimile: (202) 293-7860

WASHINGTON DC SUGHRUE/265550

65565 CUSTOMER NUMBER

/Yan Lan/

Yan Lan

Registration No. 50,214

Date: March 18, 2010